



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

JUN 18 2004

#20

DEHLINGER & ASSOCIATES
P. O. BOX 60850
PALO ALTO, CA 94306

In re Application of :
Reiner Laus et al :
Serial No.: 09/402,845 : PETITION DECISION
Filed: March 14, 2000 :
Attorney Docket No.: 57636-8013 :

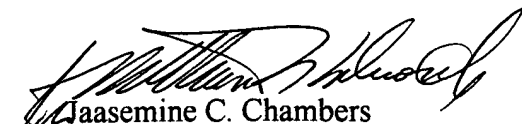
This is in response to the petition under 37 CFR 1.181, filed February 4, 2004, requesting withdrawal of abandonment based on timely filing of a reply. The delay in acting on this petition is regretted.

A review of the file history shows that the examiner mailed a Final Office action to applicants on March 11, 2003, setting a three month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed December 29, 2003. Applicants state that a reply was submitted on September 11, 2003, which included a Notice of Appeal, a request for a three month extension of time and the fees therefore, and provide a copy of the reply with a properly executed Certificate of Mailing dated September 11, 2003. Applicants also provide an Office date stamped postcard indicating receipt by the Office on September 22, 2003. Applicants have resubmitted the reply with the petition. In view of applicants' timely reply the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

The petition is **GRANTED**.

The two month period for submission of the Appeal Brief as required under 37 CFR 1.196, is restarted as of the date of mailing of this decision.

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number 703-872-9306.


Jaasemine C. Chambers
Director, Technology Center 1600